

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES**

In re Application of	:	Customer Number: 53080
Yuu INATOMI, et al.	:	Confirmation Number: 5354
Application No.: 10/814,342	:	Tech Center Art Unit: 1795
Filed: April 01, 2004	:	Examiner: DOVE, TRACY MAE
For: ELECTRODE AND ELECTROCHEMICAL DEVICE USING THE SAME	:	

**NOTICE OF APPEAL**  
**FROM THE PRIMARY EXAMINER TO THE BOARD OF APPEALS**

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated December 10, 2008 of the Primary Examiner finally rejecting claims 8 and 10-12.

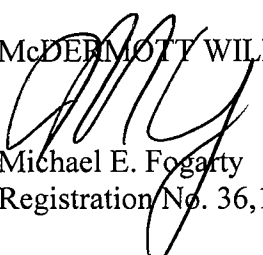
Appeal Fee: \$540.00

- ☐ Not required (fee paid in prior appeal in this application).  
☒ Charge to Deposit Account No. 500417.  
☐ Check Enclosed.

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 500417 and please credit any excess fees to such deposit account.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP

  
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Registration No. 36,139

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**Date: March 10, 2009**

**Please recognize our Customer No. 53080  
as our correspondence address.**